

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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|--------------------------|---|------------------------------|
| BENIHANA OF TOKYO, INC. |) | |
| |) | |
| Plaintiff, |) | |
| v. |) | Civil Action No. 10-1051 SLR |
| |) | |
| BENIHANA INC. and NOODLE |) | |
| TIME, INC., |) | |
| |) | |
| Defendants. |) | |

STIPULATION AND ORDER FOR EXTENSION OF TIME

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, through their undersigned counsel, and subject to the approval of the Court, that the time within which Defendants Benihana, Inc. and Noodle Time, Inc. may move, answer or otherwise respond to the amended complaint is extended through and including April 2, 2012. The parties are currently in settlement negotiations and are hopeful that the extension of time may permit them to amicably resolve this matter.

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Dated: March 1, 2012

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Attorney for Defendants

SO ORDERED this _____ day of _____, 2012.

United States District Judge